



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dr. G. A. (Jim) Shirazi, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

September 27, 1983

#996 886

CERTIFIED RETURN RECEIPT REQUESTED

Mr. Robert J. Barnes  
Box 313  
Cisco, Utah 84515

RE: Poor Boy Claims  
Dewey Bridge  
DOE/019/024  
Grand County, Utah

Dear Mr. Barnes:

Thank you for your letter received by the Division on September 6, 1983. The explanations and viewpoints expressed are well taken. Again, let me express our sympathy regarding any inconvenience created in trying to resolve these matters. However, I believe that your prior knowledge of the regulations and past contact with Division staff should have informed you that early consultation with the Division might have simplified the current situation.

During the September Board Hearing, the Division staff was instructed to again summons all interested parties to be present at the October 27th Hearing in order to allow everyone to represent his or her own interests. Hopefully, this will enable a reasonable decision to be made by the Board regarding responsibility for the property and reclamation of the mined lands. You will not be ordered to attend, but I strongly urge you to be present in order to substantiate or refute possible declarations or allegations; in other words, to protect your own interests.

In reference to your plans for continued development of the Poor Boy Claims, it will be necessary to file a Mining and Reclamation Plan (MRP) for the area in accordance with Title 40-8-13 of the Utah Mined Land Reclamation Act. This would entail the detailed planning of a sequential stripping approach, followed by backfilling of gravels and replacement of "surficial plant supporting soils." The selection of pond and "mill" sites will also have to be described in detail and approved prior to construction. Description of these areas thus far is too broad and conceptual for further examination.

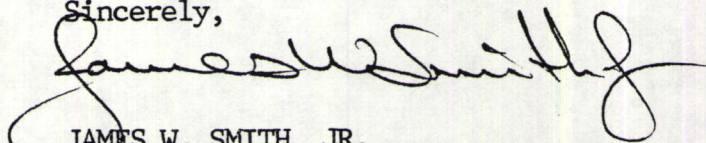


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I suggest that you meet with the Division staff to discuss permitting requirements and look at examples of approved placer mining operations while you are in Salt Lake for the October Hearing. Also, at that time we will be able to provide you with copies of the State Department of Health's design criteria for waste water ponds, as well as any advice for completing the necessary Division application forms.

I know that the regulatory procedures may appear overwhelming at first, but the Division will do its best to assist you as much as possible in obtaining a valid permit to mine on the Poor Boy Claims. Should you have any questions, please call me or Tom Tetting.

Sincerely,



JAMES W. SMITH, JR.  
COORDINATOR OF MINED  
LAND DEVELOPMENT

JWS/TNT:jvb

cc: J. Shirazi, DOGM  
R. Daniels, DOGM  
T. Tetting, DOGM  
Steve McNeal, Department of Health  
B. Roberts, Assistant Attorney General